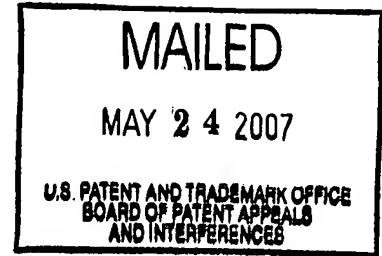


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte LEWIS COLMAN

Application 10/009,845



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on March 26, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the Examiner. The matter requiring attention prior to docketing is identified below:

An Information Disclosure Statement (IDS) was filed on July 13, 2005. It is not apparent from the record whether the Examiner considered the statement submitted or notified Appellants regarding why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98. A

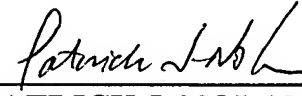
communication notifying Appellants of the Primary Examiner's decision is required.

Accordingly, it is ORDERED that the application is returned to the Examiner to:

1) consider the IDS filed July 13, 2005, with appropriate notification to Appellants regarding the Primary Examiner's decision and;

2) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 
PATRICK J. NOLAN
Deputy Chief Appeal Administrator
(571) 272-9797

PJN:kis

CC: EITAN LAW GROUP
C/O LANDON IP, INC.
1700 DIAGONAL ROAD
SUITE 450
ALEXANDRIA, VA 22314